

**BOARD OF SELECTMEN
MEETING MINUTES
September 8, 2003**

PRESENT: THOMAS C. REYNOLDS JR, CHAIRMAN; DOUGLAS R. COOK, Co CHAIRMAN; BRIAN MCDONALD, SELECTMAN; LEON METHOT, SELECTMAN.

ADMINISTRATIVE COORDINATOR: ROBERT CHRISTENSEN
RECORDING SECRETARY: KELLY BUMPUS

GUEST: Evelyn M. Connor, Joe Cox, John Nikias, Rob Moore, Robert Vaughan, Hugh Durack, Laurie Durack, Frank Campana, Chuck Metcalf, James Blouin, Bruce D. Richard Sr., Bob Nelson, Bill Dugay, Costas Papachristos, Justin Purington.

The Selectmen's Meeting was held at the Town Office Building. Chairman Reynolds commenced the meeting at 6:20 p.m.

1. NONPUBLIC SESSION

Chairman Reynolds moved that the Board of Selectmen enter into Nonpublic Session at 6:20 p.m. pursuant to the authority granted in RSA 91-A:3 II (a). Seconded by Selectman McDonald. A roll call vote was taken. Selectman Methot – yes; Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

In Attendance: Chairman Reynolds, Selectman McDonald, Selectman Cook, Selectman Methot, Chief Myles Rigney, Mr. William F. Duffy, Mr. Louis Chatel, Mr. Paul Moller, Mr. Robert Christensen, Ms. Kelly Bumpus.

Chairman Reynolds moved to come out of Nonpublic Session. Seconded by Selectman Methot. A roll call vote was taken. Selectman Methot – yes; Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

Chairman Reynolds moved to seal and restrict the minutes of the Nonpublic Session pursuant to the authority granted in RSA 91-A:3 III. Seconded by Selectman McDonald. A vote was taken. Motion passed unanimously.

2. SWEARING IN OF THREE POLICE OFFICERS

Ms. Evelyn M. Connor swore in three full time Police Officers for the Town of Weare. Ms. Conner swore in Mr. William F. Duffy, Mr. Louis Chatel, and Mr. Paul Moller. Chairman Reynolds made a motion to hire the full time Police Officers. Seconded by Selectman Cook. A vote was taken. Motion passed unanimously. Chief Rigney stated that all three new Police Officers are certified and experienced. The Board welcomed the new officers.

Chairman Reynolds asked that everyone stand for the pledge of allegiance.

Chairman Reynolds then welcomed Selectman Methot back, and stated he had been ill.

3. HUGH DURACK LAND DEED

The Board briefly discussed and then signed the land deed.

4. SIGNING OF PERSONNEL POLICY BY SELECTMEN AND TOWN CLERK

Selectman Cook stated that a change needs to be made concerning floating holidays. Selectman Cook stated that Board can sign the policy this evening and distribute it to the employees the following day. Mr. Christensen asked if it is the responsibility of the department heads to receive the employee signatures for the new policy? Selectman Cook stated that the department heads will need to require a signature from each employee. Selectman Cook stated that the change can be made at a future meeting and an amendment can be given to the employees. Chairman Reynolds stated that the amendment will be made two weeks from this date. The personnel policy was signed by the Board of Selectmen and Ms. Evelyn M. Conner, Town Clerk.

5. DISCONTINUANCE OF LAWN CARE CONTRACT PER KEITH PIERCE

Chairman Reynolds stated that following his third payment, Mr. Pierce notified the Board that he will not be completing the lawn care contract, leaving one-fourth of the work still to be done. The Board discussed the fact that there is still work left over from the spring clean up. Selectman McDonald stated that the cemeteries should be under its own contract. Selectman Cook stated that he is in favor of the contract going back to the way it was. Chairman Reynolds stated that the new contract must have a way out for the Town if the service is not up to standards. Selectman Cook stated they will consult with Town Council regarding this matter. The Board requested that Parks and Recreation and the Cemetery Trustees to have a new contract to put out to bid in two weeks for review. The Board discussed with Mr. Chuck Metcalf the need to have

the fields mowed during this period. Mr. Metcalf stated that Mr. Bruce Richard from The Cutting Blade had done a superior job with the last mowing. The Board discussed the cost of mowing with Mr. Richard. Mr. Richard stated he can do a round of mowing for the ball fields for \$450.00. Mr. Richards stated he can mow the Town properties for \$278.00. Chairman Reynolds instructed Parks and Recreation to have the fields mowed. Chairman Reynolds accepted Mr. Richard's quote of \$278.00 to mow the Town Properties.

6. CONTRACTOR FOR ROOF OF BATHROOMS AT CHASE PARK

Mr. Chuck Metcalf informed the Board that the initial contract they had chosen for the bathroom roofs at Chase Park could not provide proof of insurance. Mr. Metcalf stated that the second company that bid is now otherwise committed. Mr. Metcalf stated that they have another quote that is close in price. Mr. Metcalf stated that the contractor is requesting the payment be broken down into three payments. Selectman McDonald made a motion to have WC Builders perform the work to the bathroom roofs for a cost of \$1,225.00. Seconded by Selectman Methot. A vote was taken. Motion passed unanimously.

7. RELEASE OF \$5,000 FROM ESCROW FOR BOLTON FIELD

Selectman Cook stated there is an ongoing conflict regarding the fund in which the money for Bolton Field is in. Chairman Reynolds asked the Board if they want to release the final \$5,000.00 from the General Fund? Selectman Cook stated he would not be in favor of releasing the money from any fund other than the Reserve Fund from which it was intended. Selectman McDonald stated it is not fair to make a contractor wait until March. Selectman Cook agreed it is not fair, but stated he is not going to feel guilty regarding the matter. Chairman Reynolds stated they are going to be forced to create a Warrant Article to transfer the money from one Capital Reserve Fund to another. Selectman McDonald stated that the Board has a responsibility to the contractor. Selectman Methot made a motion to pay the \$5,000 for Bolton Field out of General Fund. Seconded by Selectman McDonald. A vote was taken. Motion passed 3 in favor; 1 against, (Selectman Cook).

8. PUBLIC PARTICIPATION

John Nikias – Mr. Nikias asked the Board to reconsider the bolder in front of the ramp at the lake. Mr. Nikias stated that the State will no longer stock the lake. Selectman Cook stated he disagreed, and the State will not stock the lake anyway. Mr. Nikias stated that the State has stocked it every year. Mr. Nikias stated that Marine Patrol will not patrol the area without access. Selectman Cook stated that the reason the

Board approved the bolder was because they wanted to address the milfoil issue. Selectman Cook stated that for a little bit of inconvenience right now, they would like to get a handle on what is going on and to try to prevent milfoil in the future. Selectman Methot stated that they may be able to arrange something with Fish and Game.

Member of the Horace Lake Owners Corporation – The gentlemen stated that milfoil is a threat, but in Mr. Nikias' defense, there are a lot of people who use the ramp for the other three seasons. Selectman Cook stated he thinks the Board can accommodate the snow mobilers once the lake is frozen.

Robert Vaughan – Mr. Vaughan stated that he lives on the lake, and the amount of milfoil is expanding in New Hampshire. Mr. Vaughan stated that once you have it, you are stuck with it permanently and it is very costly to treat. Mr. Vaughan stated that sometimes you have to make some sacrifices for the overall good. He stated that nothing should be done too hastily. He stated that it decreases property value from 20-25 percent.

Neil Kurk – Mr. Kurk stated he would like to discuss House Bill 608 regarding school funding. Mr. Kurk stated that the system has been changed for paying for inadequate schooling. Mr. Kurk stated that Weare will do very well for the next two years under this plan, but in the long run the bill is not in the best interest of the Town of Weare. Mr. Kurk stated that if costs go up by 6 percent, the state will pay for 2 percent, and the taxpayers will be paying the rest. Mr. Kurk stated that there is a movement in the Legislature to reform this Bill. Mr. Kurk stated that he did not vote for this Bill. Mr. Kurk stated that it is not in Weare's best interest in the long run.

Cliff Moratello – Mr. Moratello stated he is very concerned with the milfoil issue. Mr. Moratello stated that most of the boats that use the blocked access ramp are boats that only go in Lake Horace. Selectman McDonald asked Mr. Moratello if he would be in favor of Parks and Recreation chaining the ramp off, and providing organizations with a key?

9. PREVENTION OF MILFOIL IN LAKE HORACE – EUGENE PROPPER

Mr. Eugene Propper discussed the issue of milfoil with the Board. Mr. Propper provided the Board with a pamphlet on the spread of exotic aquatic plants. Mr. Propper stated that currently, Lake Horace has no milfoil. He stated that the problem is growing. Chairman Reynolds stated that the Board will need to continue this discussion at next week's meeting.

10. GRAVEL REMOVAL FROM 31 BURNT HILL ROAD - ED SANBORN

Mr. Sanborn met with the Board to request to remove more gravel from 31 Burnt Hill Road. He stated the gravel is about 3000 yards. Mr. Sanborn stated he was previously instructed to come to the Board with any future plans. The Board stated they have no problem with this request. Selectman McDonald made a motion for Mr. Sanborn to remove approximately 3000 cubic yards at 31 Burnt Hill Rd. Seconded by Chairman Reynolds. A vote was taken. Motion passed unanimously.

Selectman Methot excused himself early from the meeting.

11. NONPUBLIC SESSION

Chairman Reynolds moved that the Board of Selectmen enter into Nonpublic Session at 9:30 p.m. pursuant to the authority granted in RSA 91-A:3 II (a) and (c). Seconded by Selectman McDonald. A roll call vote was taken. Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

In Attendance: Chairman Reynolds, Selectman McDonald, Selectman Cook, Chief Myles Rigney, Mr. Robert Christensen, Ms. Kelly Bumpus.

Chairman Reynolds moved to come out of Nonpublic Session at 9:56 p.m. Seconded by Selectman McDonald. A roll call vote was taken. Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

Chairman Reynolds moved to seal and restrict the minutes of the Nonpublic Session pursuant to the authority granted in RSA 91-A:3 III. Seconded by Selectman Cook. A vote was taken. Motion passed unanimously.

Manifests –

Chairman Reynolds authorized the Board of Selectmen to sign manifests and order the Treasurer to sign checks dated September 11, 2003. Accounts Payable – \$1,178,075.96, Gross Payrolls - \$26,055.82, for a total of - \$1,204,131.78. Seconded by Selectman Cook. A vote was taken. Motion passed unanimously.

12. WEARE ATHLETIC CLUB

The Weare Athletic Club thanked the Board for taking care of lawn care for Puritan Field. The Weare Athletic Club stated they would like the Board to consider letting them take care of the lawn care for the fields in Town. Selectman Cook asked if they

were to take over the lawn care, would they want more control of the fields? The response was they would not want any more control than they presently have.

13. OLD BUSINESS

Safety Complex-

Selectman Cook stated that he had a meeting regarding the alarm system and the security system.

Adult Entertainment Ordinance-

Selectman McDonald gave the Board a rough draft for an ordinance to prevent adult entertainment in Town. Selectman McDonald stated he is looking to revise some of the graphic prohibited acts listed in the ordinance. Chairman Reynolds stated they will look it over and discuss it next week.

Budgets-

Selectman Cook asked if the budgets are going to be in an Excel format? Chairman Reynolds requested Mr. Christensen make sure the departments heads know that the budgets are to be an Excel format.

Nonpublic Meeting Minutes Approval-

Chairman Reynolds made a motion to accept and release the nonpublic meeting minutes for April 28, 2003, under (a) and (c), nonpublic meeting minutes for April 21, 2003, under (a) and (c), and nonpublic meeting minutes for April 29, 2003, under (a). Seconded by Selectman Cook. A vote was taken. Motion passed unanimously. Chairman Reynolds then made a motion to accept nonpublic meeting minutes for April 21, 2003 under (a) and (c). Seconded by Selectman Cook. A vote was taken. Motion passed unanimously. Chairman Reynolds made a motion to accept the nonpublic meeting minutes of April 21, 2003 under (a) and (c) as amended. Seconded by Selectman McDonald. A vote was taken. Motion passed unanimously.

14. NEW BUSINESS

Complimentary Letter Regarding the Weare Police Department-

Selectman Cook stated that they received a letter from a women in Massachusetts that was following the Barney case. She complimented the professionalism and kindness of the Weare Police Department at a very busy time. She wanted to thank the Weare Police Department for finding the criminal and making an arrest.

Complaint Letter Regarding Hazardous Waste Day-

Selectman Cook stated they received a letter of complaint because two individuals went to utilize the hazardous waste day in Town, and were turned away because it was full. Selectman Cook stated that this is the first year the Town has had two hazardous waste days and it is based on volume.

15. NONPUBLIC SESSION

Chairman Reynolds moved that the Board of Selectmen enter into Nonpublic Session at 10:49 p.m. pursuant to the authority granted in RSA 91-A:3 II (a) and (c). Seconded by Selectman McDonald. A roll call vote was taken. Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

In Attendance: Chairman Reynolds, Selectman McDonald, Selectman Cook, Mr. Robert Christensen, Ms. Kelly Bumpus.

Chairman Reynolds moved to come out of Nonpublic Session at 11:15 p.m. Seconded by Selectman McDonald. A roll call vote was taken. Selectman McDonald – yes; Chairman Reynolds – yes; Selectman Cook – yes. Motion passed unanimously.

Chairman Reynolds moved to seal and restrict the minutes of the Nonpublic Session pursuant to the authority granted in RSA 91-A:3 III. Seconded by Selectman McDonald. A vote was taken. Motion passed unanimously.

16. ADJOURNMENT

Chairman Reynolds made a motion to adjourn at 11:15 p.m. Seconded by Selectman Cook. A vote was taken. Motion passed unanimously.

A True Record

Kelly Bumpus, Recording Secretary